

APPROVED: Meeting No. 35-82

ATTEST:

MAYOR AND COUNCIL
ROCKVILLE, MARYLAND
MEETING NO. 31-82

August 16, 1982

The Mayor and Council of Rockville, Maryland, convened in general session in the Council Chamber, Rockville City Hall, Maryland at Vinson Street, Rockville, Maryland, on Monday, August 16, 1982, at 8:00 p.m.

PRESENT

Mayor John R. Freeland

Councilman Steve Abrams

Councilman Douglas Duncan

Councilwoman Viola Hovsepian

Councilman John Tyner, II

The Mayor in the Chair.

In attendance: Assistant City Manager Daniel Hobbs; City Attorney Paul Glasgow, Assistant City Attorney David Podolsky; Director of Finance John Lawton; Information Officer Sue M. Patterson; Budget Officer Anna Lee Berman; Director of Planning James M. Davis; Chief of Police Jared Stout.

Re: City Manager's Report

Mr. Hobbs reported the following:

1. The City is being awarded a Certificate of Conformance in Financial Reporting, granted by the Municipal Finance Officers Association. This is the highest form of recognition in governmental accounting and financial reporting. There were only 292 awards given this year. Out of 37,392 eligible jurisdictions, less than 1 percent received this award. Mr. Hobbs added that this award reflects well on the City staff and particularly on the Finance Director, John Lawton.

2. On Tuesday, August 3, the Montgomery County Council introduced two bills which would directly affect municipal and county relations. Both of these bills are designed to restore the status quo which existed prior to last year's Tillie Frank decision. The Montgomery Chapter of the MML supports Bill No. 40-82 which is a more general law and was developed with the assistance of Special Counsel Roger Titus. The public hearing date on these bills has been changed to Thursday, September 30 at 8:00 p.m. The County Council is committed to passage of this legislation before the November election.

3. On Tuesday, August 10, Washington Bullets Frank Johnson and Charles Davis conducted a free basketball clinic for over 200 summer playground youths.

The clinic was held at Twinbrook Elementary School. The clinic was co-sponsored by the Bullets and Chuck E. Cheese Pizza Time Theatre.

4. Mr. Glasow, the City Attorney, introduced the newest member of the Attorney's office, David Podolsky.

Mayor Freeland welcomed Mr. Podolsky to the staff.

Councilman Tyner said he will be able to present to the Mayor and Council and the Housing Authority and series of recommendations. He has spoken with all but 3 of the tenant groups that he scheduled.

The report should be available by September 13 and he suggested that a work session be scheduled with the Mayor and Council and the Housing Authority. Mayor Freeland added that he is glad the right decision was made to do this study and is glad to have Councilman Tyner do the work.

Mayor Freeland said he agrees with Mr. Hobbs that Mr. Lawton and the City staff are doing an outstanding job.

Re: Resolution: Condolences
on the Death of Colonel
Justice (Joe) Chambers

Resolution No. 22-82

At the request of the Mayor, Councilman Duncan read the resolution in which condolences were expressed to the wife and family of Colonel Justice (Joe) Chambers.

On motion of Councilman Duncan, duly seconded and unanimously passed, Resolution No. 22-82, the full text of which can be found in Resolution Book No. 7 of the Mayor and Council expressing condolences on the death of Colonel Justice (Joe) Chambers, was adopted by the Mayor and Council.

Re: Correspondence

The Mayor and Council noted the following items of correspondence:

1. Nuclear disarmament correspondence
2. Senator Mathias, re Rockville post office at Rollins
3. Delegate Boergers, re neighborhood problem
4. Senator Sarbanes, re S 2172
5. Philip Morris re award presentation
6. County Executive re safety at Gude landfill

Councilwoman Hoysepian noted for the audience, Mr. Gilchrist's assurance for safety at the Gude landfill.

7. Senator Sarbanes, re UMTA grant
Councilwoman Hovsepian asked if all the forms had been filled out. Mr. Hobbs explained that UMTA would not be receiving the forms because the former Council felt that all the paper work involved was very cumbersome. Councilman Abrams explained in detail the thoughts of the past Council on this issue.
8. Letter complimenting City employee
9. Rockville Civic Federation, re incumbent Councilmembers seeking higher office
10. H. Hartman, re Homeowners Association legislation
11. Letter complimenting City program and employees
12. P. Hartogensis, recommendation for Board of Appeals appointment
13. Memo from Planning Commission, re T-52-82.

Councilwoman Hovsepian noted for the audience that the public hearing on the political signs text amendment is scheduled for August 30. Councilman Tyner added that efforts were started two years ago on this particular matter by the Montgomery County Chapter of the MML.

Re: Citizen's Forum

The Mayor opened the meeting to those citizens who wished to address the Mayor and Council.

1. Robert Jacques. Mr. Jacques addressed the Mayor and Council concerning the Resolution on nuclear disarmament scheduled for adoption later this evening. Mr. Jacques suggested that reservations be made and asked that the Council consider changing the wording of the resolution to read "nothing in this resolution shall be construed to abrogate the power or the moral right of the United States to reserve itself second strike capability or the right to retaliate if it is the victim of a nuclear attack."

2. Peter Hartogensis, Vice Chairman of the I.f.R. Mr. Hartogensis told the Council he did not speak at the public hearing on nuclear disarmament but would like the opportunity to do so now. Over the past few weeks he has met many people who have different feelings regarding nuclear freeze. He feels the Mayor and Council should find out the opinion of the citizens of Rockville. He proposed that the Mayor and Council have a referendum by resolution or place it on the next election ballot. He asked that this issue not be decided for him.

3. Dov Krimgold 507 Nelson Street. Mr. Krimgold told the Mayor and Council he disagrees with the previous speaker. He felt that the referendum and public hearing were designed to "scuffle" the issue and he will do everything he can to stop that. He felt that those citizens who did not come to the public

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hearing had no opinion. He expressed his hope that the Mayor and Council will vote for the resolution and to remember his previous statements.

4. Howard Silberstein, 2008 Dundee Road. Mr. Silberstein addressed the Council regarding the situation of the Mall parking agreement. He expressed his concerns about the payoff spread and how it will help the City. He asked that the Mayor and Council look into setting up an escrow account with the purchaser of the Mall.

5. George Curtis Pospisil, 915 Crawford Drive. Mr. Pospisil asked if the speaker who represented the I.f.R. was speaking for the party or if he took a poll of the people in the party. Mr. Hartogensis said he had spoken to 5,000 people. Mr. Pospisil handed to the Mayor and Council a memo he wrote regarding the nuclear arms freeze resolution. He read the memo which reiterated his request for the Mayor and Council to vote positively on the resolution.

6. Glenn Looper, 106 Wall Street. Mr. Looper addressed the Council concerning the City's lack of automobile repair and towing legislation which would require persons engaged in the business of repair or towing motor vehicles throughout the city to register with the Montgomery County Office of Consumer Affairs. He feels it is very important that the City adopt such legislation that would assist a consumer who may have complaints against motor vehicle towing and repairs firms in the City boundaries. He urged the Mayor and Council to consider passage of this legislation. Councilman Duncan told Mr. Looper that he is currently reviewing the City's Consumer Affairs ordinance and hopes to have something before the Council in the next month. Mayor Freeland asked if Mr. Looper would mind deferring his request until Councilman Duncan is finished with his report and added that if Councilman Duncan runs into any difficulty and is not back to the Council within 60 days, the Council will consider bringing Mr. Looper's one aspect forward for consideration. Mr. Looper agreed to the Mayor's request. Councilman Duncan asked Mr. Looper for his help in reviewing the City's Consumer Affairs ordinance. Mr. Looper said he would be very willing to help.

7. Mrs. George Curtis Pospisil. Mrs. Pospisil referred to a letter the Council received from the Twinbrook Citizen Association president asking for a referendum on the nuclear freeze resolution. Mrs. Pospisil asked if the president had polled the neighborhood. She told the Mayor and Council that they had heard the peoples voice and should vote in favor of the resolution.

8. Judy Mistretta, 215 S. Washington Street. Mrs. Mistretta addressed the Council regarding the exploratory residential townhouse application, RTH-2-82. She again appealed to the Mayor and Council not to put the entrance of the development on South Washington Street, but that it be placed on Monroe Street. She said the RTH development is pretty well resolved but she is asking for 2 compromises - 1) put traffic on Monroe Street with a partial entrance on the paper street and 2) change the setbacks. Councilman Abrams mentioned that at one time a proposal was made to put limitations on South Argyle to cut down traffic and asked her feelings on implementing limitations to cut off local traffic. Mrs. Mistretta felt it was not significant enough and does not think the limitations are going to help. She reminded the Council that the area is supposed to be transitional and asked that it be kept zoned that way. Councilman Tyner explained that the Mayor and Council only do the exploratory review and do not like to put conditions on exploratory applications and that the Planning Commission does the final review.

9. Steve Fisher, 1014 Neal Drive. Mr. Fisher said he would like to thank Dan Hobbs and the city staff for responding to a pot hole complaint so quickly. It was filled within 24 hours after his call. He asked the status of the Maryvale school site. Mr. Hobbs said the City has heard nothing from the State but is keeping in touch with the County and they promise to let us know as soon as they hear something. Mr. Fisher suggested the City appropriate funds to demolish the building. Mr. Fisher pointed out to the Mayor and Council that the public hearing on the Town Center Agreement is being held the night before the primary election and that many people will be out campaigning for the next day's election. He asked that the Mayor and Council change the hearing date.

10. Mansfield Kaseman. Reverend Kaseman expressed his appreciation to the Council for their patience in listening to the citizens. He told the Mayor and Council that he was pleasantly surprised to come back from vacation and find

that the Mayor and Council had approached the nuclear freeze issue before religious groups could request action. He commended them and asked for its adoption this evening so as to go ahead and build up security. Councilman Duncan asked Reverend Kaseman how he felt about a referendum. He said he does not see how that would be all that helpful. Councilman Duncan explained the reason for a referendum is to let the City as a whole decide. Reverend Kaseman said it would mean putting this decision off and asked how does one go around informing and educating the people. He said he sees the time and energy spent in better ways because this issue is clear.

11. Phyllis Fordham, 699 College Parkway. Mrs. Fordham said that it was no easier to judge by referendum and there is noway everyone will be counted. She reminded the Council that Rockville is a representative form of government and urged the Council to go ahead and vote this evening on the Resolution.

12. Frances Dellon. Mrs. Dellon said she recently had lunch with three of her former students and she said they are worried and concerned that a nuclear threat hangs over their heads. She said the younger generation is looking for leadership to help remove the cloud from their future so that they can look ahead to the future.

13. Evelyn Roberts. Mrs. Roberts said she has discovered this evening several malfunctioning lights in the College Gardens area and asked that they be corrected.

There being no other citizen wishing to be heard, the Mayor closed the citizen's forum portion of the meeting.

Re: Award of Contract: Bid No.
4-83, Concrete Maintenance

Bids were opened at 3:00 p.m. on Tuesday, August 3, 1982, in the Mayor and Council Chamber. The bids were established in a manner which allowed the bidders to submit individual project bids as follows: Project A: Concrete Maintenance and Street Repair and Seven Locks Road Repairs; Project B: East Gude Drive Left Turn Lane; and Project C: Storm Water Management Facility Maintenance. The contract provides the City the right to award (or reject) the bids on the basis of low bidder for each individual project.

Six bids were received as follows:

	Project A	Project B	Project C
F.O. Day Company, Inc., Rockville, MD	\$240,540.00*	\$13,650	No bid
John McMahon Company, Laurel, MD	256,960.00	No Bid	No Bid
H.M.F. Paving Contractors, Germantown,	266,116.40	No Bid	No Bid
Pessoa Construction, Inc., Hyattsville	266,380.00	23,900	No Bid
Concrete General, Inc., Gaithersburg	272,080.00	18,180	\$64,100
Nazario Construction Co., Beltsville,	\$279,895.00	No Bid	No Bid
Appropriation/Estimates	\$216,000.00	\$15,000	\$35,000

* Low bid is on unit prices - only \$216,000 would be spent.

The following is a description of the various projects under this contract:

(A-1) Concrete Maintenance Contract: This is the annual maintenance contract for the repair of concrete drive aprons, curbs, sidewalks and drainage systems at various locations throughout the City. The bid basically establishes unit prices to cover these various items, with the objective to complete as much work as possible with the available appropriation.

(A-2) Utility Street Repair: This contract includes items for the repair of streets excavated in connection with water and sewer utility repairs. These items are used on an as needed basis only.

(A-3) Seven Locks Road Repairs: This project covers extensive street repair for a 500 foot section of Seven Locks Road lying north of Ritchie Parkway which has experienced substantial maintenance problems in recent years. Because of the continuing nature of the problem, the Engineering Division in later FY 82, did an evaluation of the existing pavement conditions to determine the underlying causes for the repeated failures and requirements for more permanent repairs.

The evaluation indicated that substantial improvements in structural and drainage conditions were needed to bring the pavement to a standard which would be capable of accommodating the large increases in traffic volumes experienced over the past several years.

(B) East Gude Drive Left Turn Lane: This is a Capital Improvements project which will dualize the left turn lane from Gude Drive turning left to eastbound Rte. 28, east of Rockville. This will substantially improve the traffic movement at this busy intersection.

(C) Storm Water Management Facility Maintenance (SWM): This project, which covers various maintenance items at several existing SWM basins located around the City, is being bid for the first time. This type of work generally does not attract much contractor interest. It was included with the annual

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street maintenance contract as a trial and to stimulate the bidders' interest but was not made mandatory that a bid be submitted. As a result, of the six bidders, only one responded to this project. The sole price submitted is excessive and for this reason it is recommended the bid be rejected and readvertised as an exclusive contract for SWM maintenance only. This approach may stimulate the interest of smaller contractors resulting in more competition and better prices.

Staff recommends that the Mayor and Council award the contracts for Project A and Project B to the F.O. Day Company, Inc., in the amount of their respective unit price low bids up to \$216,000 for Project A and for \$13,650 for Project B; and reject and readvertise Project C.

On motion of Councilman Abrams, duly seconded and unanimously passed, the Mayor and Council approved staff's recommendation to award Project A & B to F.O. Day Company in the amount of their respective unit prices and to reject and readvertise Project C.

Re: Approval of Staff Action
on Bid No. 53-82, Smooth-
seal Adjusting Rings

The City's annual smoothseal program requires adjustment rings and new lids for manholes because of the changed thickness of the pavement. These rings and covers were put out for bid and an award was made in June. The bid was awarded to three (3) companies for a total award of \$19,367.10.

Neenah Foundry of Neenah, Wisconsin, which was awarded a portion of the bid amounting to \$12,468.00, advised the City that they cannot ship until late September or even later. Shipment this late would delay the smoothseal program into the bad weather months, thereby seriously jeopardizing its completion. The bid stipulated shipment no later than July 15.

The second low bidder, B&C Utility & Supply is able to ship these adjusting rings immediately, for delivery by August 20; therefore, not significantly delaying work on the FY 83 smoothseal contract being performed by A.H. Smith. (A.H. Smith is under contract and must complete all work by September 20.)

Staff recommends cancellation of the contract with Neenah Foundry and award to B&C Utility & Supply for \$16,411.50. The following table summarizes the prices bid.

Item and Description	Qty.	B & C	General	Neenah*	Temple	WWS
E) 24" Manhole Adj. rings	146	9031.50	No Bid	7056.00	No Bid	10,373.00
F) Lids for 24" rings	164	7380.00	No Bid	5412.00	No Bid	No Bid
		\$16,411.50	No Bid	\$12,468.00*	No Bid	\$10,373.00

*cannot deliver in time.

Under article VII, Section 13.a.(4)(x) of the City's Charter, the advertising and sealed bid requirements of the Charter are exempted for those contracts or purchases in which the City Manager determines it is impracticable to obtain competition by advertising and sealed bids and where the Mayor and Council, at a public meeting, approves the determination where the need is compelling and of unusual urgency, as when the City would be seriously injured, financially or otherwise, if the supplies or services were not furnished by a certain date, and when they could not be procured by that time by means of advertising and sealed bids.

Councilman Abrams asked when a low bid is thrown out if the City is required to go to the next lowest bidder. Mr. Hobbs explained in this case the City will go to the person who can assure delivery. Councilwoman Hovsepien explained, for the benefit of those in the audience, what was happening with this bid. She expressed her concern about the Council having the authority to do what is recommended so that time is not wasted and the bid will not have to be sent out for rebid. Councilman Abrams asked if it is still within the budget appropriation. Mr. Butchart said it is. Mayor Freeland said they are only talking about \$4,000.

On motion of Councilwoman Hovsepien, duly seconded and unanimously passed, the Mayor and Council approved the determination of the City Manager that there is a compelling need of unusual urgency justifying an award of Bid No. 53-82 to the B&C Utility and Supply.

Re: Introduction of Ordinance:
To propose public improvements and set hearing date for reconstruction of South Stonestreet Ave.

On motion of Councilman Abrams, there was introduced upon the table, an ordinance proposing public improvements and set hearing date for reconstruction of South Stonestreet Avenue - Baltimore Road to Veirs Mill Road ramp at Reading Avenue, said ordinance to lay over at least one week before final approval.

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Re: Introduction of Ordinance:
To authorize City Manager
to designate City employees
and others as parking
enforcement officers

On motion of Councilman Duncan, there was introduced upon the table an ordinance to authorize the City Manager to designate City employees and others as parking enforcement officers, said ordinance to lay over at least one week before final action is taken.

Councilman Abrams asked if the Attorney General's opinion should be sought. Mr. Glasgow said he is confident with Mrs. Block's memo and thinks it is good. Mayor Freeland said meter maids were brought to mind when he read the memo and added that this would operate on the same theory.

Re: Decision: Increase in
Mileage Reimbursement for
City Employees

Approximately two years ago, the Mayor and Council approved an increase in the City's mileage reimbursement rate from 14¢ per mile to 17¢ per mile. A recent survey and analysis conducted by the Budget & Research Office indicates that the rate should be increased to 20¢ per mile. Based on a FY 1983 estimate of 18,000 per miles drive, it would cost the City \$3,600 to reimburse at the 20¢ rate.

Mileage reimbursement can be a cost-effective approach for providing transportation for employees who do not require the full-time use of a vehicle. The Federal Highway Administration's 1982 report lists the average costs per mile for operating a compact car at 21.4¢ per mile, an intermediate car, 23.8¢ per mile, and 26.6¢ per mile for a full-size automobile. The American Automobile Association (AAA) calculated a 24.4¢ per mile cost for operating an intermediate sized vehicle for 15,000 miles per year. The City is currently reimbursing the employees at a rate of 17¢ per mile which is both lower than the estimated costs and the reimbursement rates of most other area jurisdictions.

Staff recommends that in order to bring reimbursement rates closer into line with what it costs to operate a vehicle, and with the rate that other jurisdictions pay, the Mayor and Council increase the reimbursement rate to 20¢ per mile.

On motion of Councilwoman Hovsepien, duly seconded and unanimously passed, the mileage reimbursement rate was raised from 17¢ per mile to 20¢ per mile effective August 17, 1982.

Re: Adoption of Resolution:
To seek a mutual and
balanced approach to
Nuclear Disarmament

Councilman Abrams publically apologized for his harsh actions in proposing this resolution be adopted without public hearing though he still feels it is a good resolution. He said there may be a way of getting a referendum on the ballot for the upcoming election. It is too late to "piggy back" it on the primary election on September 14, because the ballot is already printed; however, the ballot for November 2 has not been printed. He suggested that the Council discuss with the County about the possibility of "piggy backing" the resolution on the ballot, giving each citizen in Rockville an opportunity to vote. He said if this was not achievable, than the resolution would be brought back up for decision at next week's meeting. Councilman Abrams said if the resolution does not make it on the November 2 ballot, he will vote for the resolution.

On motion of Councilman Abrams, duly seconded by Councilman Duncan, the decision on the nuclear disarmament resolution was tabled for one week and staff was instructed to talk with the County to assure that the resolution can be placed on the November 2nd ballot and to start preparing a concise wording for the ballot. He added that most polls are in the City and those that are shared should be able to tack on the referendum to the ballot without being too cumbersome.

Councilman Tyner said he finds this action personally distressing. He thinks this action has merit and the process might be possible, but thinks it is not only his duty but a call of conscience to put this resolution through next week and he looks forward to seeing it on the agenda. Councilwoman Hovsepian feels it is the Mayor and Council's prerogative to vote for this resolution. The citizens were given the opportunity to speak and the majority were for it. A few people wrote in but she has not received any calls from anyone against it. If given the opportunity to vote tonight her vote would be a yes. She added that the Mayor and Council were elected by the citizens and have the right and authority to represent the people. Councilman Duncan thanked all who came to the public hearing and also Anthony Dwyer and Sima Osdoby for their input on the matter. He felt it was one of the best public hearings that Rockville has ever had. His main concern is that this is something Rockville should not be dealing with. If it were a local issue as some people say it is, then he is in favor of a referendum and is anxious to be involved in a referendum. He informed Mayor Freeland that

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he will be out of town next week and will not be at the Mayor and Council meeting. Mayor Freeland said a vote will not be taken unless all five members are present. Councilman Abrams said his motion to table was specifically for one week. A vote was taken on Councilman Abrams motion. It passed with Mayor Freeland and Councilmembers Abrams and Duncan voting aye and Councilmembers Hovsepian and Tyner voting nay.

Councilman Tyner informed the Council that he will not be at the August 29 meeting. He will be attending a conference on behalf of the City. Mayor Freeland said he does not feel that it will take a full week to get an answer from the County and asked when the Council could meet next to hold a special meeting. The Council decided that a special meeting would be held on Thursday, August 19, 1982, at 8:00 p.m. in the Council Chamber to review the material prepared by the staff and to take action on the resolution.

Re: Decision and Instructions
to Staff re RTH-2-82,
Exploratory Application
for townhouse development -
W-B Joint Venture

The comments of the staff have been reviewed regarding RTH-2-82 application and the following is recommended:

1. That the Mayor and Council approve the exploratory application subject to recommendations of the staff.
2. That a memorandum be forwarded to the Planning Commission for its consideration at the time of the review of the detailed application concerning the following issues:
 - o That care be taken by the developer to remove as few trees as possible, and to preserve a strong buffer and maximum setbacks so as to minimize any adverse impact this development could have on the adjacent residential neighborhood;
 - o That the City Traffic Engineer, in consultation with the planning staff, provide the Planning Commission its recommendations regarding traffic access and circulation to this site.

Councilman Tyner said he has read the comments from staff, their report and has spent time talking with the developer about the setbacks and about the entrance of the development. He feels that the South Washington Street entrance is necessary and recommends adding special utilization of the paper street access. Councilwoman Hovsepian asked that if the South Washington Street entrance is found to be necessary, that it does not face directly into the homes across the street. Councilman Tyner suggested that the citizens be at the Planning

Commission meeting and also that the Mayor and Council not make any conditions on this application. Mr. Hobbs said the Mayor and Council's concerns will be passed on to the Planning Commission.

Councilman Tyner moved, duly seconded, staff's recommendations and instructed staff to prepare the appropriate documents to implement those instructions to grant the requested application for townhouses but to leave the specific details of the development to the Planning Commission. The motion passed unanimously.

Re: Review of public parking
facilities proposal and
decision on Town Center
Parking Committee.

The Mayor and Council received the draft of the Public Parking Facilities Proposal; the first cut of the document which is to be submitted to New Rockville Town Center Partners by September 15, 1982, in accordance with the disposition contract. The Public Parking Facilities Proposal has been prepared in a manner as to be part of the overall Town Center Parking Management Plan.

The Council needs to approve the basic concepts as outlined in the Public Parking Facilities Proposal and to form a Town Center Parking Committee of the following: Members from the Economic Development Council, Rockville Chamber of Commerce, Traffic and Transportation Commission, Planning Commission; GE International Data Center; Montgomery County Parking Authority; N. Richard Kimmel; Robert Myers; Pierre Eaton; Irwin Schwartz; Hartman, Briddell and Watkins; Walker and Dunlop; Hugh O'Brian; Joe Lynott; Roger Eisinger; Winmar/Nordal; Bernie Browning and staff representatives from the Department of Planning and Community Development and Housing Assistance.

Councilman Duncan said the concept of the Committee is good. He suggested adding the East Rockville Citizens Association and the West End Citizens Association to the list of possible committee members. Councilman Tyner suggested if developers are on the list, Lowell Baier's name should be added and also people who are in the transportation business such as Bob Shawn. He thinks it is important to have people in the industry who are not on the Traffic and Transportation Commission. Councilman Tyner asked when the Planning Department is going to come up with the rest of the document. He also asked if the New Rockville Town Center Partners need to receive the proposal by the 14. Mr. Duffy reminded him that the contract states receipt of the proposal by the 15. Councilman Tyner said he would like to see the Council consider and decide on some decision prior to the 13 but he is not

sure of the time table and if the Council has adequate time to deal with it. Councilman Abrams said he is troubled by the \$8,500 per parking space cost. He feels a more realistic figure is needed in order to make a decision. Mr. Duffy said the figures have been worked out and computed as of July 1982. Councilman Abrams said he thinks it would be safer to make it a higher figure. The Council discussed this further.

There being no further comments on the basic package, Mayor Freeland said he agrees with the three names proposed but questioned the number of people and if a group this size could come to an agreeable decision. Mr. Hobbs explained that staff sees the total number of people as potential members. He said letters would be sent to each person asking if they would be willing to serve and then a list of those people will be submitted to the Mayor and Council for final approval. The group could be as large as seven or as small as five. He asked for any more names since all will not want to sit on the committee. Councilman Tyner said he could go along with seven as an action committee and the rest as a steering committee. Staff was instructed to add the additional people mentioned tonight to the list, send out a letter asking if they would serve on the action committee or the steering committee, follow up with a call in four or five days after the letter and then come back to the Mayor and Council with a list for appointment to the two committees.

Re: Information Items

The Mayor and Council noted the following items of information:

1. Report on Gypsy Moths
 2. Memo on dead end at Brent Road
 3. Memo on Charter Review
 4. Memo on traffic problem at Monroe and Green Pasture
- Councilman Abrams asked if the report had been conveyed back to the neighbors. Mr. Hobbs said he is not sure but will make sure that it has been done.
5. Memo on concrete repair in Twinbrook
 6. Memo on Facilities Capacity Analysis
 7. Memo on property access at Veirs Mill after ramp construction
 8. Letter re RSI kickoff meeting
 9. Copy of Governor's letter appointing City Attorney Glasgow to task force to study local government anti-trust liability

Councilman Tyner congratulated Mr. Glasgow on the appointment. The MML Board looked at the task force this weekend and he will pass on their comments to him.

10. Memo re staff follow up on Mayor and Council items
11. Response to citizen complaint re First Street truck traffic
12. Memo re litter on Atlantic Avenue
13. Memo from City Attorney re Kraemer et al v. City of Rockville
14. Senior Center Newsletter
15. Memo re King v. Mayor and Council of Rockville
16. Memo re King v. Montgomery County
17. Memo re Solid Waste Recovery System

Councilman Tyner commented on the study and said he would like to hear further from Don Vandrey and asked if the Los Angeles study had been reviewed.

18. Memo re Wintergreen landscaping
19. Memo re Extension of Ride-On Bus Service

Councilwoman Hovsepian noted this item for the benefit of the people in the audience. Mr. Hobbs said he hopes to have more specific information on these routes next week.

20. Memo re Rockville Heights SWM facility

Councilwoman Hovsepian asked what kind of facility would be constructed. Mr. Hobbs said it will be a facility to slow down the water but the type to be used is not known at this time. Councilwoman Hovsepian said it would not be a pond. Mr. Hobbs said that is correct. There is a design but staff needs to meet with the neighborhood.

21. Memo re Watts Branch Parkway traffic controls
22. Project Status Report - I-370

Re: New Business

1. Councilman Tyner said in working on the Rockville Housing Authority Study, he would like to have staff investigate the possibility of exploring a landlord/tenant affairs office. There seems to be a lot of complaints that could be handled with such an office. Mr. Hobbs said C.D.H.A. is working on a report that will be coming to the Mayor and Council soon and suggested that the Mayor and Council have a work session. Councilman Duncan offered the name of a person who works in the County's landlord/tenant affairs office who could help.

2. Councilwoman Hovsepian asked about the traffic situation at Fleet and Monroe Street. Mr. Hobbs said he has not heard of anything recently.

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Re: Approval of Minutes

On motion of Councilman Tyner, duly seconded and unanimously passed, the Minutes of Meeting No. 28-82, July 19, 1982, were approved as written.

On motion of Councilman Duncan, duly seconded and unanimously passed, the Minutes of Meeting No. 29-82, July 26, 1982, were approved as written.

Re: Adjournment

There being no further business to come before the Mayor and Council in general session, the meeting was adjourned at 10:20 p.m. to convene again in general session on Thursday, August 19, 1982, at 8:00 p.m. or at the call of the Mayor.